

1999 DRAFTING REQUEST**Bill**Received: **11/17/98**Received By: **traderc**Wanted: **As time permits**

Identical to LRB:

For: **John Ainsworth (608) 266-3097**By/Representing: **Christine**This file may be shown to any legislator: **NO**Drafter: **traderc**

May Contact:

Alt. Drafters:

Subject: **Agriculture - miscellaneous**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Prohibit application of fertilizer to another person's property without consent

Instructions:

The property of a constituent who lives next to a farm receives fertilizer through irrigation water. They want that to subject the adjacent landowner to a forfeiture.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	traderc 02/17/99	kgeller 02/17/99	lpaasch 02/17/99	_____	lrb_docadmin 02/17/99	lrb_docadmin 02/18/99	

FE Sent For:

<END>

Not
Needed

2/17/99 3:09:46 PM

Page 1

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1/?	traderc	1 2/1 jlg	2-17 L.P.	2-17 hmk			

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State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-0908/1

RCT: A.....

JLg

1999 BILL

gen cat

- 1 AN ACT ...; relating to: applying fertilizer to land without the consent of the
2 owner or occupant.

Analysis by the Legislative Reference Bureau

Current law prohibits trespassing. Generally, a person is guilty of trespassing if he or she does any of the following: 1) enters or remains on any land of another after having been notified (by "no trespassing" signs or otherwise) not to enter or remain on the land; or 2) enters enclosed, cultivated or undeveloped land of another, or any land of another that is occupied by a structure used for agricultural purposes, without the express or implied consent of the owner or occupant. A person who is found guilty of trespassing may be required to forfeit not more than \$1,000.

This bill expands the current law that prohibits trespassing. Under this bill, a person is guilty of trespassing if he or she applies fertilizer to the land of another without the express or implied consent of the owner or occupant.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 3 SECTION 1. 943.13 (1m) (g) of the statutes is created to read:
4 943.13 (1m) (g) Applies fertilizer to the land of another without the express or
5 implied consent of the owner or occupant of that land.
6 (END)✓

**MITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 2/17/99

To: Representative Ainsworth

Relating to LRB drafting number: LRB-0908

Topic

Prohibit application of fertilizer to another person's property without consent

Subject(s)

Agriculture - miscellaneous

1. **JACKET** the draft for introduction

in the **Senate** _____ or the **Assembly** ☒ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Rebecca C. Tradewell, Managing Attorney
Telephone: (608) 266-7290